7-23-04

Express Mailing Label No. EV 443 089 451 US

PATENT APPLICATION Docket No. 16079.2a.1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of)
	Richard Neumann))
Serial No.:	10/049,867)) Art Unit) 2857
Filed:	July 2, 2002) 2037
Conf. No.:	2445)) `
For:	SYSTEMS AND METHODS FOR TESTING THE LOAD OF AT LEAST ONE IP-BASED DEVICE)))
Examiner:	Felix E. Suarez))
Customer No.:	022913	<i>)</i>)

AMENDMENT UNDER 37 C.F.R. § 1.111

Mail Stop AMENDMENT Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

This is a resubmission of a response to Notice of Non-Compliant Amendment for a response to an Office Action mailed February 24, 2004. The response to the Office Action was originally submitted on June 24, 2004. However, the response was found to be non-compliant, as indicated in the Notice of Non-Compliant Amendment mailed July 14, 2004. This resubmission corrects the errors giving rise to the non-compliance. In response to the Notice of Non-Compliant Amendment, Applicant has provided a corrected "Amendments to the Claims" section, and now hereby respectfully requests reconsideration of this application.

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TRANSMITTAL FOR RESPONSE TO NOTICE OF NON-COMPLIANT AMENDMENT

Sir:

Transmitted herewith is a submission of a Response to Notice of Non-Compliant Amendment for entry in the above-identified application.

 \mathbf{X}_{-} Enclosed is a corrected section of an Amendment which was previously filed on June 24, 2004 and for which a Notice of Non-Compliant Amendment was received on July 14, 2004.

^{*} Admitted only in California

[†] Admitted only in New York

- X A Certificate of Express Mailing Under 37 C.F.R. § 1.10.
- X The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 23-3178.
 - X Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
 - X Any patent application processing fees under 37 CFR 1.17.
- X A duplicate copy of this transmittal letter is attached.

Dated this 22nd day of July 2004.

Respectfully submitted,

CARL T. REED

Attorney for Applicant Registration No. 45,454

Customer No. 022913

Telephone: (801) 533-9800

CTR:dfw DFW0000011076V001

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Customer No.:	022913))

CERTIFICATE OF EXPRESS MAIL UNDER 37 C.F.R. § 1.10

I hereby certify that the following documents are being deposited with the United States Postal Service as Express Mail Mail, postage prepaid, in an envelope addressed to: Mail Stop AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the 22nd day of July 2004.

- Transmittal Letter (2 pages) (in duplicate)
- Response to Notice of Non-Compliant Amendment (7 pages)
- Postcard

Respectfully submitted,

CARL T. REED

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